

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

PRE-SKIP
USDC SDNY
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DATE FILED: 2/20/09

BETTE M. GROSSMAN, on behalf of herself
and all others similarly situated,

Plaintiff,

v.

OPPENHEIMER & CO. INC, FREEDOM
INVESTMENTS INC., OPPENHEIMER ASSET
MANAGEMENT and OPPENHEIMER
HOLDINGS INC.,

Defendants.

Case No. 08-cv-3528 (LAP)

DAVID T. VINING, Individually
And On Behalf of All Others Similarly Situated,

Plaintiff,

v.

OPPENHEIMER HOLDINGS INC.,
OPPENHEIMER & CO., INC, and
OPPENHEIMER ASSET MANAGEMENT
INC.,

Defendants.

Case No. 08-cv-4435 (LAP)

**ORDER CONSOLIDATING ACTIONS, APPOINTING
DAVID T. VINING AS LEAD PLAINTIFF, AND APPROVING LEAD
PLAINTIFFS' SELECTION OF COUNSEL**

Upon consideration of the motions and supporting papers filed by the movants for lead plaintiff in the above-captioned actions and for good cause shown,

IT IS HEREBY ORDERED THAT:

1. The Motion Of David T. Vining For Consolidation Of Actions, Appointment As Lead Plaintiff, And Approval Of Selection Of Counsel is **GRANTED**;

2. The above-captioned actions arise out of common alleged facts and include the same alleged claims against several of the same Defendants. Accordingly, they are hereby consolidated pursuant to Rule 42(a) of the Federal Rules of Civil Procedure.

3. Plaintiff David T. Vining is hereby **APPOINTED** to serve as Lead Plaintiff in the consolidated action, pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995.

4. The law firm of Stueve Siegel Hanson LLP is hereby **APPOINTED** to serve as Lead Counsel for the Class, pursuant to Section 21D(a)(3)(B) of the Exchange Act, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995, in the above-captioned action.

5. Lead Counsel is responsible for all aspects of pretrial preparation and trial.

6. Lead Counsel is authorized to delegate specific tasks to other counsel in a manner to ensure that pretrial preparation for the plaintiffs is conducted efficiently and effectively.

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7. This Order may be amended upon further order of the Court, should the need for additional counsel become apparent as the litigation progresses.

8. *Counsel shall confer and inform the Court by letter no later than March 3 how they propose to proceed.*

SO ORDERED.

DATED: February 20 2008

Loretta A. Preska

THE HONORABLE LORETTA A. PRESKA
UNITED STATES DISTRICT JUDGE